UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

JAMES R. MILLER, professionally known as BOBBY MILLER,

Plaintiff,

- against -

THE ROBERT MAPPLETHORPE FOUNDATION, INC.; SEAN KELLY, INC. d/b/a SEAN KELLY GALLERY; SKARSTEDT GALLERY, LTD.; SOLOMON R. GUGGENHEIM FOUNDATION; and WHITNEY MUSEUM OF AMERICAN ART,

Defendants.

16-CV-2510

NOTICE OF DISMISSAL PURSUANT TO FED. R. CIV. P. 41(A)(1)(i)

PLEASE TAKE NOTICE that pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, plaintiff voluntarily dismisses the within action, without prejudice.

Dated: April 22, 2016

EDWARD F. WESTFIELD, P.C.

Attorney for Plaintiff

Edward F. Westfield (EW2030)

6218 Riverdale Avenue Riverdale, New York 10471

(718) 601-1100 efw@efwpc.com